

Notice of Allowability

Application No.

09/898,636

Examiner

JEAN B. FLEURANTIN

Applicant(s)

NOTARGIACOMO ET AL.

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 13 May 2005.
2. ☒ The allowed claim(s) is/are 1-3, 5, 8-12, 28-33 and 35-37.
3. ☒ The drawings filed on 08 November 2004 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☒ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413), Paper No./Mail Date 05/13/05.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.



**SHAHID ALAM
PRIMARY EXAMINER**

DETAILED ACTION

1. This is in response to the interview summary dated 13 May 2005, in which claims 1-3, 5, 8-12, 28-33 and 35-37 remain pending for examination. Claims 4, 6 and 7 have been canceled as indicated in section 2.

EXAMINER'S AMENDMENT

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Frank Pincelli (Reg. No. 27,370) on May 09, 2005.

The application has been amended as follow:

In the claims,

Please cancel claims 4, 6 and 7.

Replace old version of claim 1 with the new version

Claim 1.

A computer-implemented method for capturing and distributing memories of a deceased individual, comprising the steps of:

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providing an electronic storage memory database that can be accessed over a communication network for displaying at least two separate web sites for said deceased individual, said web sites each having a unique address for accessing information with respect to said deceased individual and providing restrictive access;

providing an information card that includes information that can be used for allowing direct access to only one of said unique address for the user of said card;

wherein information is provided to users when the deceased individual is being presented for viewing, said information advising said user on how to access directly at least one of said web sites;

wherein said information comprises an information card that sets forth the electronic address of at least one of said web sites; and

wherein at least one of said web sites includes a template which setting forth the manner and structure of the web sites.

Replace old version of claim 12 with the new version

Claim 12.

A computer- implemented method for capturing and distributing memories of a deceased individual comprising the steps of:

providing an electronic storage database for displaying a web site of said deceased individual that can be accessed over a communication network, said web page having a unique address;

providing an access card wherein the unique site;

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wherein information is provided to users when the deceased individual is being presented for viewing, said information advising said user on how to access directly at least one of said web sites;

wherein said information comprises an information card that sets forth the electronic address of at least one of said web sites; and

wherein at least one of said web sites includes a template which setting forth the manner and structure of the web sites.

Replace old version of claim 28 with the new version

Claim 28.

A computer- implemented system for capturing and distributing memories of a deceased individual, comprising:

an electronic storage memory database for displaying a web site of said deceased individual that can be accessed over a communication network, a web site having a unique address;

an access card providing said unique address for use in accessing said web site;

wherein information is provided to users when the deceased individual is being presented for viewing, said information advising said user on how to access directly at least one of said web sites;

wherein said information comprises an information card that sets forth the electronic address of at least one of said web sites; and

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wherein at least one of said web sites includes a template which setting forth the manner and structure of the web sites.

Replace old version of claim 36 with the new version

Claim 36.

A software product such that when loaded onto a computer it would cause the computer to do the following steps:

providing pre-authorization for selected individual for accessing a database;

providing a gatekeeper for having editorial control over entry of data by said individuals;

providing an information card that includes information that can be used for allowing direct access to only one of said unique address for the user of said card;

providing pre-approval of information prior to being entered into said database;

wherein information is provided to users when the deceased individual is being presented for viewing, said information advising said user on how to access directly at least one of said web sites;

wherein said information comprises an information card that sets forth the electronic address of at least one of said web sites; and

wherein at least one of said web sites includes a template which setting forth the manner and structure of the web sites.

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Claim 8, line 1, change "A method according to claim 6" to - - A method according to claim 1 - -.

REASONS FOR ALLOWANCE

3. With respect to claims 1-3, 5, 8-12, 28-33 and 35-37 are allowed over the prior art of record.

The following is an examiner's statement of reasons for allowance:

With respect to claims 1, 12, 28 and 36 the claimed features "providing an information card that includes information that can be used for allowing direct access to only one of said unique address for the user of said card; wherein information is provided to users when the deceased individual is being presented for viewing, said information advising said user on how to access directly at least one of said web sites; wherein said information comprises an information card that sets forth the electronic address of at least one of said web sites; and wherein at least one of said web sites includes a template which setting forth the manner and structure of the web sites" in conjunction with other elements of the independent claims would not found anticipated or obvious over the prior art made of record.

The dependent claims, being definite, further limiting, and fully enabled by the specification are also allowed.

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The closest prior art, Chiles et al., U.S. Patent Number 6,363,423 relates to systems and methods for updating network adapter cards in a computing system. Mindrum et al., U.S. Patent Number 6,340,978 relates to a method and apparatus for recording and presenting the life story of an individual but fail to teach the above limitations.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

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CONTACT INFORMATION

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to JEAN B. FLEURANTIN whose telephone number is 571 – 272-4035. The examiner can normally be reached on 7:05 to 4:35.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, JOHN E BREENE can be reached on 571 – 272-4107. The fax phone number for the organization where this application or proceeding is assigned is 703-308-6606.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Jean Bolte Fleurantin

Patent Examiner

Technology Center 2100

May 14, 2005



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PRIMARY EXAMINER